

**PATENT APPLICATION
DOCKET NO. 0001-0005****REMARKS**

Claims 1-17 and 19 are pending in the application. Independent claim 13 has been amended herein. The Examiner's consideration and allowance of the pending claims is respectfully requested.

Allowable Subject Matter

The Applicant gratefully acknowledges the Examiner's indication on page 5 of the Office Action that claims 1-12 are allowed.

Claim Objections

On page 3 of the Office Action, the Examiner objected to claim 13 for informalities. In particular, claim 13 was inconsistent in the manner in which it recited the rotating design disk. The Applicant has amended claim 13 to consistently recite --rotating design disk--. Therefore, the withdrawal of the objection is respectfully requested.

Rejections Under 35 U.S.C. § 103

On page 3 of the Office Action, the Examiner rejected claims 13-17, and 19 under 35 U.S.C. § 103(a) as being unpatentable over Held (CH 673517 A5) in view of Lin (US 5,706,594). The Examiner contended that Held discloses the claimed invention except for a means for rotating the design disk. The Examiner contended that this is shown by Lin, and it would be obvious to a person skilled in the art to combine Held and Lin to achieve the claimed invention. The Applicant has amended independent claim 13 to better distinguish the claimed invention from Held and Lin.

Held and Lin both disclose devices in which a disk covers an illumination area substantially the same size as the disk. In both references, the center of rotation of the disk is centered in the illumination area.

Claim 13 has been amended to recite:

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13. A nightlight comprising:

means for illuminating an illumination area on a front surface of the nightlight;

means for energizing the illuminating means; and

means for interposing and rotating a rotating design disk between the illumination area and a user of the nightlight, said rotating design disk having a design thereon and a center of rotation, said interposing and rotating means including a motor shaft protruding through the front surface of the nightlight proximate to the illumination area;

wherein the interposing means positions the rotating design disk in a position in which the center of rotation is offset from the illumination area, thereby causing a portion of the rotating design disk on one side of the center of rotation to cover the illumination area, and causing different portions of the design to move through the illumination area as the rotating design disk rotates.

The combination of Held and Lin does not disclose or suggest an interposing means that positions the rotating design disk in a position on the front of a nightlight in which the center of rotation is offset from the illumination area, thereby causing a portion of the rotating design disk on one side of the center of rotation to cover the illumination area, and causing different portions of the design to move through the illumination area as the rotating design disk rotates.

Applicant notes also that the Examiner stated in the reasons for allowance of claims 1-12 that the prior art does not teach or suggest a nightlight "wherein a motor shaft protrude[s] through the front side of the casing proximate to the aperture illuminated [by the] light bulb upon which the design disk is mounted." Amended claim 13 recites that the interposing and rotating means includes a motor shaft protruding through the front surface of the nightlight proximate to the illumination area.

Therefore, the allowance of amended claim 13 is respectfully requested.

Dependent claims 14-17 and 19 depend from amended claim 13 and recite additional limitations in combination with the novel and unobvious elements of claim 13. Therefore, the allowance of dependent claims 14-17 and 19 is respectfully requested.

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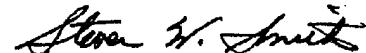
Prior Art Not Relied Upon

On page 6 of the Office Action, the Examiner stated that the prior art made of record and not relied upon is considered pertinent to the Applicant's disclosure. Song, Chen, and Stekelenburg disclose lighted display devices with a rotating disk, but fail to teach or suggest the combination of means recited in amended claim 13.

Conclusion

For all the above reasons, the allowance of claims 1-17 and 19 and the passing of this application to issue are respectfully requested.

Respectfully submitted,



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Dated: March 11, 2006

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